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FILED
DISTRICT COURT OF GUAM

AUG 08 2007

JEANNE G. QUINATA
Clerk of Court

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF GUAM

UNITED STATES OF AMERICA,
Plaintiff,

vs.

NATHANIEL DIAZ PUNZALAN,
Defendant.

CRIMINAL CASE NO. 07-00075

INDICTMENT

**POSSESSION OF A FIREARM BY
A FELON**

[18 U.S.C. §§ 922(g)(1), 924(a)(2) & 2]
(Counts I and III)

**POSSESSION OF AMMUNITION BY
A FELON**

[18 U.S.C. §§ 922(g)(1), 924(a)(2) & 2]
(Counts II and IV)

THE GRAND JURY CHARGES THAT:

COUNT I - POSSESSION OF A FIREARM BY A FELON

On or about January 2, 2006, in the District of Guam and elsewhere, NATHANIEL DIAZ PUNZALAN, the defendant herein, having been convicted of a felony offense; to wit, one count of Burglary (As a Second Degree Felony), on September 24, 2001, under the Superior Court of Guam, Case No. 78-01, and one count of Terrorizing (As a Third Degree Felony), on August 19, 2002, under the Superior Court of Guam, Case No. CF531-01; possessed in and affecting commerce, a firearm, to wit: a .45 caliber pistol, brand name: Essex Arms Corp; Serial Number #SS6838, which had been shipped and transported in interstate or foreign commerce, in violation of Title 18, United States Code, Sections 922(g)(1), 924(a)(2) and 2.

1 **COUNT II - POSSESSION OF AMMUNITION BY A FELON**

2 On or about January 2, 2006, in the District of Guam and elsewhere, NATHANIEL DIAZ
3 PUNZALAN, the defendant herein, having been convicted of a felony offense; to wit,
4 one count of Burglary (As a Second Degree Felony), on September 24, 2001, under the Superior
5 Court of Guam, Case No. 78-01, and one count of Terrorizing (As a Third Degree Felony), on
6 August 19, 2002, under the Superior Court of Guam, Case No. CF531-01; possessed in and
7 affecting commerce, ammunition, to wit: forty three .45 caliber ammunition, which had been
8 shipped and transported in interstate or foreign commerce, in violation of Title 18, United States
9 Code, Sections 922(g)(1), 924(a)(2) and 2.

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11 **COUNT III - POSSESSION OF A FIREARM BY A FELON**

12 On or about April 11, 2007, in the District of Guam and elsewhere, NATHANIEL DIAZ
13 PUNZALAN, the defendant herein, having been convicted of a felony offense; to wit, one count
14 of Burglary (As a Second Degree Felony), on September 24, 2001, under the Superior Court of
15 Guam, Case No. 78-01, and one count of Terrorizing (As a Third Degree Felony), on August 19,
16 2002, under the Superior Court of Guam, Case No. CF531-01; possessed in and affecting
17 commerce, a firearm, to wit: a Springfield Armory pistol, model XD-45, .45 caliber pistol, serial
18 number US661844, which had been shipped and transported in interstate or foreign commerce, in
19 violation of Title 18, United States Code, Sections 922(g)(1), 924(a)(2) and 2.

20
21 **COUNT IV - POSSESSION OF AMMUNITION BY A FELON**

22 On or about April 11, 2007, in the District of Guam and elsewhere, NATHANIEL DIAZ
23 PUNZALAN, the defendant herein, having been convicted of a felony offense; to wit,
24 one count of Burglary (As a Second Degree Felony), on September 24, 2001, under the Superior
25 Court of Guam, Case No. 78-01, and one count of Terrorizing (As a Third Degree Felony), on
26 August 19, 2002, under the Superior Court of Guam, Case No. CF531-01; possessed in and

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1 affecting commerce, ammunition, to wit: nine rounds of .45 caliber ammunition, which had been
2 shipped and transported in interstate or foreign commerce, in violation of Title 18, United States
3 Code, Sections 922(g)(1), 924(a)(2) and 2.

4 DATED this 2nd day of August, 2007.

5 A TRUE BILL.

6
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8
9 Foreperson

10 LEONARDO M. RAPADAS
11 United States Attorney
12 Districts of Guam and NMI

13 By: 

14 ROSETTA L. SAN NICOLAS
15 Assistant U.S. Attorney

16 Reviewed:

17 By: 

18 JEFFREY J. STRAND
19 First Assistant U.S. Attorney
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Place of Offense:

City Hagåtña

Related Case Information:

07-00075

Country/Parish _____

Superseding Indictment _____ Docket Number _____

Same Defendant _____ New Defendant x

Search Warrant Case Number _____

R 20/ R 40 from District of _____

Defendant Information:

Juvenile: Yes _____ No X Matter to be sealed: _____ Yes x NoDefendant Name NATHANIEL DIAZ PUNZALAN

Alias Name _____

Address _____

Yigo, GuamBirthdate Xx/xx/1980 SS# xxx-xx-6834 Sex M Race PI Nationality Chamorro

U.S. Attorney Information:

AUSA Rosetta L. San NicolasInterpreter: X No _____ Yes _____ List language and/or dialect: _____

RECEIVED
AUG - 8 2007

Location Status:

Arrest Date _____

☐ Already in Federal Custody as of _____ in _____☐ Already in State Custody☐ On Pretrial Release

DISTRICT COURT OF GUAM
HAGATNA, GUAM

U.S.C. Citations

Total # of Counts: 4 _____ Petty _____ Misdemeanor X FelonyIndex Key/CodeDescription of Offense ChargedCount(s)Set 1 18 USC 922(g)(1), 924(a)(2) & 2 Possession of a Firearm by a Felon 1 - 3Set 2 18 USC 922(g)(1), 924(a)(2) & 2 Possession of Ammunition by a Felon 2 - 4

Set 3 _____

Set 4 _____

(May be continued on reverse)

Date: 8/7/07 Signature of AUSA: [Signature]